STATE OF KANSAS

DEPARTMENT OF AGRICULTURE DIVISION OF WATER RESOURCES GARDEN CITY FIELD OFFICE 2508 JOHNS STREET GARDEN CITY, KS 67846-2804



PHONE: (620) 276-2901 Fax: (620) 276-9315 www.agriculture.ks.gov

GOVERNOR JEFF COLYER, M.D. JACKIE McClaskey, Secretary of Agriculture

August 3, 2018

Southwest Kansas Groundwater Management District No 3 409 Campus Drive, Suite 106 Garden City KS 67846

Re: Water Right file number 16359, 22895

Dear Mr. Norquest;

The Davis trust has applied to relocate the well authorized by the above water right number. There are no neighboring well within ½ mile of the requested.

We are delaying action for 15 days on the change application to allow you time to review and provide a recommendation if you feel one is warranted.

Thank you and as always feel free to call or write us at any time.

Sincerely;

Thomas P Makens

TPM:tpm

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'Submit completed application to: Kansas Department of Agriculture Division of Water Resources Field Office for your area.

Call for address:

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Topeka -- (785) 296-5733 Stafford -- (620) 234-5311 Stockton -- (785) 425-6787 Garden City -- (620) 276-2901 http://agriculture.ks.gov/dwr

DWR FIELD OFFICE APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF **USE AND/OR THE** POINT OF DIVERSION



STATE OF KANSAS

Filing Fee Must Accompany the Application, K.S.A. 82a-708b(b), as amended. Fee Schedule is on the third page of this application form.

tha	r <mark>agraph Nos. 1</mark> , n 100 feet, or if p diversion and/or	lace of	use wi	t be c	omple	ted. (I, inclu	Comp ide a to	l ete al opogra	l other phic m	appli ap or o	cable detaile	portio d plat s	ns. If showin	chang g the	ge in p authori	oint of zed ar	nd prop	ion is greater osed point(s) EIVED
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	under the wate	r right v	vhich i	s the s	ubject	of this	applic	ation i	n acco	rdance	with t	he cor	dition	s desc	ribed l	elow.		
	The source of	supply i	s:		⊠ G	round	water			Surfac	e wate	er						
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	Name and add	Phone Number: () Email address:																
3.	Phone Numbe	authoriz	ed pla	ce of u	ıse is:													
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	For Office Us	e Only.	Code	!	Fe	e\$_ <i>&</i>	200.	<u>o</u> ØTR	#		Re	ceipt	Date_	7-6	-18	Chec	:k#	979

5.	Presently authorized point of diversion:				,
.	One in the SW Quarter of the	SW	Quarter of the	sw	Quarter
	of Section 4 , Township :				
	in MORTON County, Kansas, 120 fee				
	Authorized Rate Authorized Quantity				
	(DWR use only: Computer ID No. 1 GPS	75	feet North 5176	feet W	est)
	☐This point will not be changed ☐This point will be changed as				
	Proposed point of diversion: (Complete only if change is				
	One in the SW Quarter of the				•
	of Section 4 , Township 1366 3				
	in MORTON County, Kansas, 59 fee	et North	4866 feet West of So	utheast corne	er of section.
	Proposed Rate Proposed Quantity				
	This point is: Additional Well Geo Center List other				
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6.	Presently authorized point of diversion:			······································	
	One in the Quarter of the	NW	Quarter of the	SE	Quarter
	of Section 32, Township 32				
	in MORTON County, Kansas, 2530 fee				
l	Authorized Rate Authorized Quantity				
	(DWR use only: Computer ID No GPS				
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	Proposed point of diversion: (Complete only if change is	request	ed or if existing point is be	etter describ	ed by GPS)
	One in the Quarter of the		Quarter of the		Quarter
	of Section, Township				
	in County, Kansas, fee				
	Proposed Rate Proposed Quantity				
	This point is: Additional Well Geo Center List other	water rig	that will use this point		
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7.	The changes herein are desired for the following reasons?				
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8.	If a well, is the test hole log attached? 🛛 Yes 🔲 No	200		+ 1 +	1 = 200
^	The shapes(s) (yes)(yell ha) completed hy?			, ,	· =
9.	The change(s) (was)(will be) completed by?		-		3
	UPON APPROVAL	100		+ 1 +	100
10.	If the point of diversion is a well:				=
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	PLUG				
	(b) When will this be done?	100		+ 1 +	=====================================
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11.	Groundwater Management District recommendation attached?	200		+ 1 +	1 — 3200
	Yes No			1 ' 1	. =====
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12.	Assisted by BSC	50 30	0 200 100 0	100 200	300
13a	a.If the proposed point of diversion will be relocated more than 300		South	Scale: 1 hashm	ark=10 ft

feet but within 2,640 feet of the existing point of diversion, attach a topographic map or aerial photograph. For groundwater sources, show all wells (including domestic) within one-half mile addresses of the owners. For surface water sources, show the names and addresses of the landowner(s) one-half mile downstream and one-half mile upstream from your property

lines

APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. 22895

Presently authorized	zed point of d	<u>iversion:</u>				
One in the	NW	Quarter of the	SW	Quarter of the	<u>SE</u>	Quarter
of Section	32	. Township	32	South, Range feet West of	41	W,
in MORTON	Cour	ntv. Kansas. 1158	feet North	2627 feet West of	Southeast corner	of section.
Authorized Rate		Authorized Quantity		Depth of well	(feet)	
(DMD use only: (Computer ID N	_ /tatilonzed Gadinity	D6	feet North	feet Wes	r)
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Proposed point o	f diversion: (C	Complete only if chan	ge is request	<u>ed)</u>		
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This point is: A	aditional vveii	Geo Center List	otner water ng	nts that will use this point	· ·	
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Presently authori	zed point of d	iversion:				
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of Section		, Township		South, Range	^ II	(⊢/ ۷۷),
in	Cou	nty, Kansas,	feet North ₋	feet West of	Southeast corner	of section.
Authorized Rate _		_ Authorized Quantity	<i></i>	Depth of well	(feet)
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Proposed Rate		Proposed Quantity		South, Range feet West of Proposed well dept ghts that will use this poin	h (feet)	
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APPLICATION FOR APPROVAL TO CHANGE THE PLACE OF USE AND/OR POINT OF DIVERSION SUPPLEMENTAL SHEET

FILE NO. ______MAKE ADDITIONAL COPIES AS NECESSARY

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Page ___

DWR 1-121-2 (Rev. 01/23/2008)

File No.

14. If t	he proposed groundwater point of diversion is 300 or fewer feet fror	n the ex	disting point	of diversion, complete	the following:
	Does the undersigned represent all owners of the currently author ☐ Yes ☐ No (If no, all owners must sign this applica	ation.)			
(b	 Will the ownership interest of any owner of the currently authorize affected if this application is approved as requested? ☐ Yes ☐ No (If yes, all owners must sign this application) 		ce(s) of use	identified in this appl	ication be adversely
(c)	If this application is not approved expeditiously, will there be subs ☐ Yes ☐ No (If no, all owners must sign this application)	tantial o ation.)	damage to p	roperty, public health	or safety?
or a ch	pplication proposes a surface water change in point of diversion, a parage in place of use, the application must be signed by all owners of attach notarized statement authorizing representation).	ground\ of the co	water chang urrently auth	e in point of diversion norized place of use, c	greater than 300 feet, or their duly authorized
age a their	by verify, being first duly sworn upon my oath or affirmand the owner, the spouse of the owner, or a duly authorize behalf, in regards to the water right(s) to which this appined in this appication are true, correct and complete.	zed ag	ent of the	owner(s) to make	this application on
Dated		b	day of _	fuly	, 20 <u>/\$</u> .
	P1+91 (1).				
	(Owner)			(Spouse)	
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	Son's 3 Davis Trustee		<u></u>	(Spouse)	. — —
	(Please Print)		Jon	(Please Print)	is Truslee
	(Owner)			(Spouse)	
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State	of Kansas) SS				
Count	y of SW				1-th
of	ereby certify that the foregoing application was signed in n	ny pres	sence and	sworn to before n	ne this <u>4° '</u> day
		Se	Sun!	tenningto	
Му Сс	ommission Expires		,		IBLIC - State of Kansas RI PENNINGTON
accura	COMPLETE APPLICATIONS WILL BE PROCESSED. To be complete, all to the information; maps, if necessary, must be included; signatures of all the appropriate fee must be paid.	of the ap propriate	plicable portion be owners' mu	on the spin water of the applications are sufficient to the applications are sufficien	Trinus be completed with cation and notarized, and
	FEE SCHEDU				
Each forth i	application to change the place of use or the point of diversion unden the schedule below: Make checks payable to: Kansas Departme (1) Application to change a point of diversion 300 feet or less (2) Application to change a point of diversion more than 300 feet (3) Application to change the place of use	ent of A	griculture		

Page 3

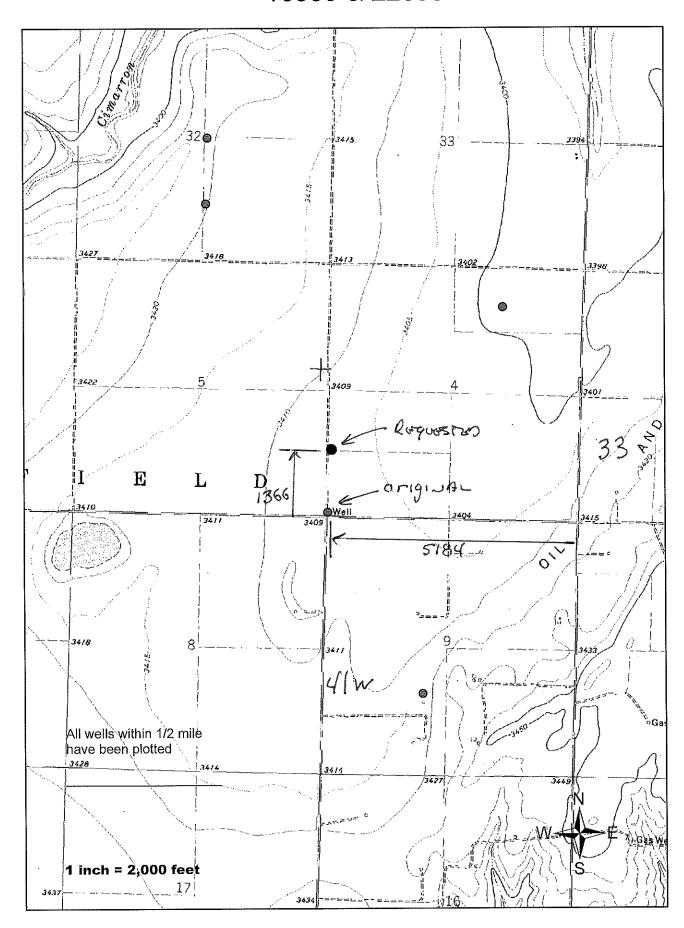
DWR 1-121 (Revised 04/5/2018)

File No. ____

SUMMARY ORDER APPROVING APPLICATION FOR CHANGE AND IMPOSING CONDITIONS

pro Wil	visions of the <i>Kansas Water Appropriation Law. K.S.A.</i> 82a	708b, as amended, and K.A.R. 5-5-1, et seq. and other appl a-701 et. seq., and rules and regulations promulgated thereve ein, this Summary Order does not change the terms, condition	ınder
1.	A change application was received on diversion authorized under the above-referenced file num	requesting that the place of use and / or pomber be changed as described in the application.	oint of
2.	On and after the effective date of this summary order, the active topographic map accompanying the application to ch	uthorized place(s) of use shall be located substantially as sho nange the place of use. Applicable Not Applicable	wn on
3.	The change in point of diversion shall not impair existing rig previously authorized. The point of diversion authorized radius of the authorized point(s) of diversion. ☐ Applica	ghts and shall be limited to the same source or sources of wa by this summary order shall be located within a ble	ter as foot
4.	The point(s) of diversion described herein is administrative Positioning System (GPS), as described in the application	vely corrected to be more accurately described using the 0 on.	Global
5.	The point(s) of diversion authorized herein shall not actually authorized point(s) of diversion. ☐ Applicable ☐ N	y be located more than feet from the prev Not Applicable	iously
6.	As required by K.A.R. 5-3-5d, if the works for diversion is a or other device suitable for making water level measurem K.A.R. 5-6-13. Applicable Not Applicable	well with a diversion rate of 100 gallons per minute or more, a sents shall be installed, operated and maintained in accordance	a tube e with
7.	December 31, 20, or before the first use of water operated and maintained in accordance with K.A.R. 5-1-4	roperly install an acceptable water flow meter on or b r, whichever occurs first. The water flow meter shall be inst 4 through 5-1-12. As required by K.S.A. 82a-732, as amended out the reading of the water flow meter and the total quantity of wing the end of each calendar year.	talled, d. and
8.	Installation of the works for diversion of water shall be authorized extension of time. By March 1, 20 the works for diversion has been completed, on the form provided to the provided HTML provided to the provided HTML pr	e completed on or before December 31, 20, or withing applicant shall notify the Chief Engineer that construction wided by the Chief Engineer, as required by K.A.R. 5-8-4e.	n any of the
9.	The completed well log shall be submitted with the requ	uired notice. Applicable Not Applicable	
10.	with an in-line, automatic, quick-closing check valve capa	foreign substance will be injected into the water shall be equable of preventing pollution of the source of the water supply in accordance with K.A.R. 5-3-5c. ☐ Applicable ☐ Not Appli	. The
11.	Additional Conditions are attached.		
12.	water appropriated under the above-referenced file num limitations, as amended and/or supplemented by this Sui Appropriation Law and the Rules and Regulations prom	A.R. 5-5-14, all of the owners of the authorized place(s) of unber are responsible for compliance with its terms, condition immary Order, and with applicable provisions of the <i>Kansas</i> laulgated thereunder. Failure to comply with these provisions mended, and/or the suspension or revocation and dismissal ions authorized by law.	s and <i>Water</i> s mav
	Administrative Appeal and Effective Date of Order	FOR OFFICE USE ONLY	
lf vo	ou are aggrieved by this order, pursuant to K.S.A. 82a-1901,	APPLICATION APPROVED AND	
you	may request an evidentiary hearing before the Chief ineer or request administrative review by the Secretary of	SUMMARY ORDER ISSUED	
Agrī	culture. A request for hearing by the Chief Engineer must be	By:	
adn	l within 15 days of service of this Order and a request for ninistrative review by the Secretary must be filed within 30		
day revi	s pursuant to K.S.A. 77-531. Any request for administrative ew must state a basis for review pursuant to K.S.A. 77-527.	(Print Name):	ure
File	any request with Kansas Department of Agriculture, al Division, 1320 Research Park Drive, Manhattan, KS	Date of Issuance:	
665	02. Failure to timely request a hearing or review may clude review under the Kansas Judicial Review Act.	State of Kansas)	•
	For Use by Register of Deeds) SS County of)	
		Acknowledged before me on	
		by	
		Signaturo	
		Signature:Notary Public	
		My commission expires:	
		My commission expires:(Notary Seal)	

16359 & 22895



Downey Drilling Inc.
Soda Asl 本人 RECEIVED

CUSTOMER NAME: Fadie + Boh

COUNTY: Marten

JUL 3 1 2018

GPS: 37

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Garden City Field Office Division of Water Resources

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